



Best Available Copy

LAW DEPARTMENT, IP SECTION  
1700 S. Patterson Blvd.  
DAYTON, OHIO 45479

## COMMENTS

To: <u>Research</u>	From: <u>Karen Church</u>
Company: <u>USPTO</u>	Telephone: <u>(937) 445-2963</u>
Organization: <u>Deposit Account</u>	FAX Number: <u>(937) 445-6794</u>
FAX Number: <u>571-273-6500</u>	Date: <u>March 14, 2006</u>
Pages Sent: <u>1</u> (includes this page)	Time Sent: _____ (for completion after transmission)

Please review the following charges to NCR Deposit Account – 140225, as follows:

January 2006 charge in dispute:

<u>Date Posted</u>	<u>Control No.</u>	<u>Description</u>	<u>Dkt. No.</u>	<u>Fee Code</u>	<u>Charges</u>
01/04/06	98	10010983	9902.00	1402	500.00

On 10/29/2004 an Appeal Brief was filed. The fee for an appeal brief, in the amount of \$340, should have been charged to the Deposit Account at that time. No Decision on Appeal has issued in this application. Please credit our deposit account for the difference in the change of fee from \$340 to \$500, crediting our deposit account in the amount of \$160.

If you have any questions, please call me at the number listed above. Thank you.

*Karen Church*  
Karen Church

## !!! NOTICE !!!

The information in this facsimile is attorney privileged and/or confidential information intended only for the individual or organization specified above. If you are not the intended recipient or the person responsible to deliver it to the intended recipient, you may not disclose, distribute, or copy this facsimile in any manner. If you have received this facsimile in error, please notify us immediately by telephone (collect), and return the original to us at the address listed above by U.S. mail.

dep acct dispute 03 14 08(2).doc



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attorney Docket No. 9902

Best Available Copy

Application of:

Christopher M. Benson

Art Unit: 3627

Serial No.: 10/010,983

Examiner: J. Kramer

Filed: December 6, 2001

**For: CLUSTERING OF RETAIL TERMINALS**

MS Appeal Brief-Patent  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**CERTIFICATE OF MAILING**  
(37 CFR 1.8a)

I hereby certify that this correspondence is, on the date shown below, being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Commissioner for Patents, Alexandria, VA 22313.

10-29-2004 *Karen A. Church*  
Date Karen A. Church

**APPEAL BRIEF**

Sir:

Appellant has filed a timely Notice of Appeal from the action of the Examiner, dated June 2, 2004, finally rejecting all of the claims in the present application. This Appeal Brief is filed in accordance with the provisions of 37 C.F.R. 1.192.

**REAL PARTY IN INTEREST**

The real party in interest is NCR Corporation.

11/03/2004 MHEKONEN 00000028 140225 10010983

01 FC:1401 340.00 DA

Adjustment date: 03/21/2006 SDIRETA1  
11/03/2004 MHEKONEN 00000028 140225 10010983  
01 FC:1401 340.00 CR

1

03/21/2006 SDIRETA1 00000003 140225 10010983

01 FC:1402 340.00 DA

Best Available Copy

RECEIVED  
CENTRAL FAX CENTER

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE, JAN 03 2006

Attorney Docket No. 9902

Application of:

Christopher M. Benson

Art Unit: 3627

Serial No.: 10/010,983

Examiner: J. Kramer

Filed: December 6, 2001

For: CLUSTERING OF RETAIL TERMINALS

MS Appeal Brief-Patent  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450CERTIFICATE OF MAILING  
(37 CFR 1.8a)I hereby certify that this correspondence is, on  
the date as shown below, being transmitted by  
facsimile to the Commissioner for Patents,  
Alexandria, VA 22313.

Date

Karen A. Church

## APPEAL BRIEF

Sir:

This is a second appeal brief filed in response to the final action of the Examiner dated June 2, 2004, and the subsequent action reopening prosecution on August 3, 2005, finally rejecting all of the claims in the present application. This Appeal Brief is filed in accordance with the provisions of 37 C.F.R. 1.191. An appeal fee under 37 CFR 41.20(b)(2), \$330 as of the filing date of the Notice of Appeal, September 2, 2004, has previously been paid. Please provide a two-month extension of time, and charge any fees that may be due to Deposit Account No. 14-0225.

1/04/2006 JBALINAN 00000073 140225 10010983

1 FC:1402 500.00 DA

2

PAGE 3/20 \* RCVD AT 1/3/2006 3:10:40 PM [Eastern Standard Time] \* SVR:USPTO-EFAX-4/30 \* ONIS:2738300 \* CSID:9374456794 \* DURATION (mm-ss):05-50

1/04/2006 JBALINAN 00000073 140225 10010983

02 FC:1252 450.00 DA

Adjustment Date: 03/21/2006 SDIRETA1  
01/04/2006 JBALINAN 00000073 140225 10010983  
01 FC:1402 500.00 CR